

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:	WOLF et al.	Confirmation No.:	8811
Application No.:	10/588,410	Group Art Unit:	1638
Filing Date:	August 3, 2006	Examiner:	Anne R. Kubelik
Title:	<b>WATERMELON VARIETIES HAVING ALTERED SUGAR RATIOS</b>	Attorney Docket No.:	15872.017

**SECOND INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to Applicant's duty of disclosure under 37 C.F.R. § 1.56, enclosed is a Form PTO-1449 listing seven (7) references. Copies of non-U.S. patent references C6-C12 are enclosed. Some of the documents may have markings thereon. No significance is meant to be attached to the markings.

Pursuant to 37 C.F.R. §§ 1.97 (g) and 1.97 (h), this disclosure statement should not be construed as a representation that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

It is believed that this disclosure complies with the requirements of 37 C.F.R. §§ 1.56, 1.97, and 1.98, and the Manual of Patent Examining Procedure § 609. If for some reason the Examiner considers otherwise, the undersigned respectfully requests that he be called so that any deficiencies can be remedied.

It is respectfully requested that the references be made of record in this application by the Examiner's completion and return of the attached Form PTO-1449.

This Second Information Disclosure Statement is filed under 37 C.F.R. 1.97(b)(3), prior to the mailing of a first Office Action on the merits. Thus, no fee is believed to be due. However, the Commissioner is authorized to charge any fees that may be required to Deposit Account No. 06-0590.

Respectfully submitted,

October 28, 2008  
Date

/Rodney J. Fuller/  
Rodney J. Fuller (Reg. No. 46,714)

**FENNEMORE CRAIG**  
Customer No. 27,887

602-916-5404